

1
2
3 **UNITED STATES DISTRICT COURT**
4 **DISTRICT OF NEVADA**

5 JAMES COHAN,
6 Plaintiff,

7 v.

8 JUSTIN GLASGAU,
9 Defendant.

Case No.: 2:21-cv-01171-GMN-NJK

REPORT AND RECOMMENDATION

10 On August 20, 2021, this Court granted Plaintiff's application for leave to proceed *in forma*
11 *pauperis* and dismissed Plaintiff's complaint with leave to amend. Docket No. 5. The Court
12 ordered Plaintiff to file an amended complaint no later than September 21, 2021. *Id.* at 4. When
13 Plaintiff failed to timely comply with the Court's order, the Court ordered Plaintiff to file his
14 amended complaint no later than October 27, 2021. Docket No. 6. The Court warned Plaintiff
15 that "[f]ailure to comply with this order will result in the recommended dismissal of this case. *Id.*

16 To date, Plaintiff has not filed an amended complaint. *See* Docket. The undersigned
17 therefore **RECOMMENDS** that this case be **DISMISSED** without prejudice.

18 IT IS SO ORDERED.

19 Dated: May 3, 2022.

20
21 
22 _____
23 NANCY J. KORPE
24 UNITED STATES MAGISTRATE JUDGE

25 **NOTICE**

26 This report and recommendation is submitted to the United States District Judge assigned
27 to this case pursuant to 28 U.S.C. § 636(b)(1). A party who objects to this report and
28 recommendation must file a written objection supported by points and authorities within fourteen
days of being served with this report and recommendation. Local Rule IB 3-2(a). Failure to file

1 a timely objection may waive the right to appeal the district court's order. *Martinez v. Ylst*, 951
2 F.2d 1153, 1157 (9th Cir. 1991).